

Dan Kaman called the meeting to order at 5 p.m. after the **Invocation**, given by Dan Kaman, and the **Pledge of Allegiance**.

The clerk called **the roll** and the following Commissioners responded: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown.

City staff present: Todd Roth – Engineer, Jim Lang – Interim Police Chief, Paul Ricci – Fire Chief, Carrie Handy – Chief Planner, Scott Miller – General Services Director, Don Rumbutis – IT Department, Don Icsman – Law Director & Acting City Manager, Hank Solowiej – Finance Director and Kelly Kresser – Commission Clerk.

Upon motion of Dave Waddington and second of Diedre Cole, the commission voted to approve the minutes of the August 8, 2011 meeting and dispensed with the oral reading. All Ayes. The President declared the motion passed.

AUDIENCE PARTICIPATION (*agenda items only*)

None.

PRESENTATIONS

Jason Varney, Oriana House, Inc., said the Oriana House is a chemical dependency and community corrections provider based in Akron, Ohio, with homes in Seneca, Summit and Cuyahoga counties. Their operations base for the Sandusky area is in Tiffin, Ohio, and the Erie County Common Pleas Court utilizes the Tiffin facility to help those with felony convictions reenter the community. Jason Varney said there is a need for an additional program for a continuum of sanctions and stated a halfway house in Sandusky would help those released from prison to reenter the community via a treatment center. The Oriana House has purchased a home on Superior Street which is slated to begin operations on November 1. He said funding is provided at 100% from the State of Ohio Department of Rehabilitation and Corrections for a 23 bed halfway house. Jason Varney said there will also be a day reporting program for offenders while they are under supervision of the Adult Probation Department. Julie Farrar asked if the individuals to be served would be from Erie County and Jason Varney said offenders from nine counties would be housed while under supervision of their respective probation officer. Pervis Brown asked how many people from Sandusky are currently housed in the Tiffin, Ohio facility and Jason Varney said Erie County is their second largest referral source and 20% – 25% of their offenders are from Erie County. Jason Varney said the judges are in favor of this location and Pervis Brown said any assistance which can be provided for offenders to reenter society is helpful. Dick Brady asked about resistance from those who may feel this is a good program but do not want it in their neighborhood. Jason Varney said there was resistance in Tiffin for building this facility. He said Erie County became a better option because of the large population and volume of referrals. He said there is funding available for this area and state dollars are available. Jason Varney said halfway houses are unique and renovations will be made to the building, but this is not in a residential neighborhood, nor is it a commercial district. Diedre Cole said there are several organizations in Sandusky addressing similar issues and asked if the Oriana House will partner with them. Jason Varney said they will work with organizations in the community to make sure the services provided are not redundant. He said offenders are able to capitalize on community resources as members of the community in which they live and work. When appropriate, offenders will be referred to other community resources available to them.

Julie Farrar introduced LaMont Robinson from the National Sports Hall of Fame Group. **LaMont Robinson announced his intention to build the Sportspark of America and the National Sports Hall of Fame Museum** on the former Tracey farm property, 1948 Cleveland Road in Sandusky. He said the National Sports Hall of Fame Museum will be the first of its kind and will also house the Ohio Sports Hall of Fame Museum. He said this will be a private development and dollars will not be required from the City of Sandusky. LaMont Robinson said land and funding have been secured for the former Tracey Farm property and he is working on obtaining feasibility studies. LaMont Robinson introduced John Reyes with Star Architectural Group to speak more specifically about the project. John Reyes said the preliminary concept calls for a 290,000 SF facility with associated parking and the creation of a nature trail to preserve the reserve areas. He said there will be an arena, an ice rink, a recreation center and museum. He said there will be a practice area and a public area while events are ongoing. He said the sports arena will encompass approximately 80,000 SF with a seating area for approximately 2,800 persons, an enclosed full-size NHL ice arena and a separate recreational ice arena for public skating opportunities. There will also be associated locker rooms and storage. The recreation center will encompass approximately 138,000 SF and will include two stories of space for an indoor multipurpose

area, batting cages, indoor baseball games, full and half sized basketball courts and volleyball courts. He said a medical health center will be incorporated for both the community and sports figures to utilize and the lobby area will include a visitor's center. The museum area is approximately 75,000 SF and will include three stories of various interactive museum activities. There will also be a full service restaurant and gift and pro shop. John Reyes showed a conceptual rendering of what the building would potentially look like from different elevations and directions. John Reyes said there will also be after school sports programs offered and interactive displays and activities for the youth. He said the restaurant will be available to the public without having to tour or visit the museum.

Dick Brady said this presentation has gotten a lot better since he first saw it four months ago and asked if there were plans to reach out to and include the YMCA in discussions as they are an integral part of the community. LaMont Robinson said he has met with staff from the YCMA and will continue to talk with them. Dick Brady asked if he (LaMont) sees this as adversarial as it is not a mutually exclusive process and LaMont Robinson said he will continue to talk with those involved at the YMCA to include the organization in future planning. Diedre Cole said it was stated this project will not cost the taxpayers any money, but she sees a logistical traffic nightmare and infrastructure issues for the proposed area. She asked how this will be handled without putting a burden on the residents. LaMont Robinson said he represents a private entity, is seeking the city's full support, and will be asking for support for Tax Incremental Financing (TIF). John Reyes said there have been some ideas discussed regarding the intersection of Cedar Point Drive and Cleveland Road; junctions and connections will be made at this intersection to alleviate traffic problems. He said a bridge will be created at this intersection and options have been secured where the billboards currently are to ensure the connection (former J.D. ByRider property). He said the traffic will be funneled to already-established junctures of traffic flow. John Reyes said bicycle and foot traffic will be able to make a connection via other nearby local streets. Diedre Cole said ultimately, the taxpayers pay for TIF's and she is also concerned about the Pipe Creek watershed. She asked if a Phase I or Phase II assessment has been performed on the property. John Reyes said these assessments will be performed by the developer in the future. LaMont Robinson said he is only looking for city support to help bring in jobs; the center will host camps, clinics and events for the general public to help the local hotels and motels 12 months of the year. He said there will be a huge induction ceremony and he would like to turn Sandusky into a minor league sports town. LaMont Robinson said he spent a lot of time in Sandusky while growing up and he feels this is the best location and would not be here if there was already a sportsplex in the community. LaMont Robinson said he has an option on the land and the financing is in place. He said there is not currently a national sports hall of fame museum and people will come to Detroit and Cleveland to visit Motown and the Rock and Roll Hall of Fame respectively. LaMont Robinson said he has been traveling nationally and internationally playing comedy basketball for the past 20 years and owns the Harlem Clowns basketball team/show; he plans to bring them to Sandusky as well. He is planning on moving to Sandusky and bringing this \$40 million project into the community. He hopes the naming rights are sold before it gets off the ground and thanked Julie Farrar, Dick Brady, Pervis Brown and Jim Pengally. LaMont Robinson said he hopes to have an induction ceremony at Sandusky High School once this is slated for opening similar to the Canton Pro Football Hall of Fame. He plans to give \$1 for each ticket sold to the city and feels this is the right location although he knows there is a lot of work yet to do. LaMont Robinson said Sandusky is known as the Roller Coaster Capital of the World and would also like it to be known as the Sports Capital of the World. Julie Farrar said there is nothing in the plan that will affect the wetlands around the area which will be another amenity for the sportsplex. LaMont Robinson said Hamp Howell is one of his partners and will have naming rights; Hamp Howell was part of the Gateway Project team which brought the Browns back to Cleveland. LaMont Robinson said this facility can be opened up for other events but his main goal is to service the youth. LaMont Robinson said there will be a founder's room and individual \$1 million donations will be turned back into the project through scholarships. He has also talked with the Frontier League and hopes to make the city proud.

Upon motion of Dave Waddington and second of Pervis Brown, the commission voted to provide their support for this project.

Discussion: John Hamilton said the stretch of Cleveland Road in question could benefit from some cleaning up and creation of new businesses and the sportsplex could be an anchor to attract others. Julie Farrar said LaMont Robinson came into this city with his idea for the national sports hall of fame to include a recreation center and she believes this would be a perfect marriage. She said there have been discussions about housing the city's recreation staff in the center. She said over 1,000 hotel rooms currently close down after October. LaMont Robinson said when he first started talking about this business venture, there were plans for a 100 room hotel which were nixed because of the already existing availability of rooms. He believes this will help the local hotel industry and will create 100 – 150 jobs and place millions of dollars into the local economy. LaMont Robinson said he now has a website

announcing the facility and he will continue discussions with the State of Ohio and the local visitor's bureau about creating a state sports museum. Pervis Brown asked LaMont Robinson to introduce his team and LaMont Robinson introduced those in the audience who have helped with this project including Gene Koby, Lance Warner, Star Builders of Amherst, Jim Pengally, Julie Farrar, Carrie Handy, Pervis Brown and Dick Brady. Julie Farrar said the city will do what it can for any other business and stated that TIF's and abatements will be considered to help local businesses. She said a representative from Governor Kasich's office will be in Sandusky on September 2 to discuss rolling out the JobsOhio Bill and the city will do what it can to help the business be successful. Dick Brady said this project will benefit many people and the challenge is for the traffic problems to be addressed which are for the developer to worry about. Dan Kaman provided "Kudos" to Julie Farrar who, in the last year, has grown much thicker skin and has taken criticism while listening, learning and providing other options for the project.

All Ayes. The President declared the motion passed.

Ashley Auble, head volleyball coach for Sandusky High School, said she, the assistant volleyball coach and the participants in the JV and high school programs were here to provide their support for this project. She said college coaches are brought in to help the girls and this would be a great asset for their program. She said baseball batting cages would also be great for the area. She said the strength and conditioning program is not available in this area and would be great to have back in the community. Pervis Brown said in Saturday's newspaper, it was stated Erie County is eyeing a sports arena and invited the county to support the city by embracing the concept rather than spending \$40,000 for a study as one has already been performed.

CURRENT BUSINESS

Upon motion of Diedre Cole and second of Dave Waddington, the commission voted to accept all communications. All Ayes. The President declared the motion passed.

Don Icsman said there was an increase in the acreage which slightly increased the price for Item #1 (below) and copies of the new legislation have been distributed.

ITEM #1 – ORDERED IN 8.8.11

ORDINANCE NO. 11-072: It is requested an Ordinance be passed **declaring that certain real property owned by the city located at 3807 Bogart Road, approximately 80.6455 acres, is no longer needed for any municipal purpose and authorizing and directing the city manager to enter into an agreement to sell the real property to John P. Rossman, Tad L. Faber and Matthew P. Kromer dba Ripple Creek;** and declaring that this Ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Pervis Brown and second of Dave Waddington, the commission voted to adopt this Ordinance under suspension of the rules and in accordance with Section 14 of the city charter.

Discussion: Dick Brady asked what the anticipated closing date will be for this sale and Don Icsman said this will take place before the end of this month, perhaps before the end of this week.

Roll call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed. Roll call on the Ordinance: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the Ordinance passed.

ITEM #2 - Submitted by Hank S. Solowiej, CPA, Finance Director

Budgetary Information: This various purpose improvement note sale includes a renewal portion and a new money portion; those portions must be authorized in separate ordinances, but can thereafter be consolidated for sale as a single issue. \$3,630,000 in notes will mature on October 13, 2011. The new money portion of the various purpose improvement notes is for \$190,000 for an ambulance. The renewal portion of the various purpose improvement notes includes an amount of \$1,900,000 (retire \$1,925,000) for bayfront urban revitalization, \$150,000 (retire \$180,000) for city building, \$125,000 (retire \$175,000) for fire boat, \$400,000 (retire \$450,000) for fire truck, \$250,000 (retire \$300,000) for Hayes Avenue, and \$600,000 rollover for the Venice Road grade separation project (previously approved by Ordinance 11-053 on June 23, 2011 by the city commission).

ORDINANCE NO. 11-073: It is requested an Ordinance be passed providing for the issuance and sale of \$3,425,000 notes, in anticipation of the issuance of bonds, for the purpose of: acquiring a fire boat and appurtenant equipment for the fire department; improving the city municipal building by replacing the air conditioning unit, modifying the roof at the air conditioning unit location, upgrading ductwork where necessary, and otherwise improving the same, all together with the necessary appurtenances thereto; acquiring a triple combination fire pumper truck and appurtenant equipment for the fire department; revitalizing the bayfront urban revitalization area by acquiring, clearing and improving certain properties in that area, undertaking the environmental clean-up and remediation of certain properties in that area, constructing road improvements and related utility and infrastructure improvements in that area, and otherwise improving that area; paying a portion of the cost of improving Hayes Avenue between certain termini by replacing sidewalks, rehabilitating the related underpass, including abutments, retaining walls and stairs, installing lighting and handrails, and otherwise improving the same, all together with the necessary appurtenances thereto; and paying a portion of the cost of eliminating grade crossings by constructing the Venice Road grade separation project in cooperation with the Ohio Department of Transportation; and declaring an emergency.

Upon motion of Diedre Cole and second of Pervis Brown, the commission voted to accept the fiscal officer's certificate. Roll Call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed.

Upon motion of Pervis Brown and second of Dick Brady, the commission voted to adopt this Ordinance under suspension of the rules and in accordance with Section 14 of the city charter. Roll call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed. Roll call on the Ordinance: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the Ordinance passed.

ORDINANCE NO. 11-074: It is requested an Ordinance be passed providing for the issuance and sale of \$190,000 notes, in anticipation of the issuance of bonds, for the purpose of acquiring an ambulance and appurtenant equipment for the fire department, and declaring an emergency.

Upon motion of Dave Waddington and second of Diedre Cole, the commission voted to accept the fiscal officer's certificate. Roll Call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed.

Upon motion of Dick Brady and second of Dave Waddington, the commission voted to adopt this Ordinance under suspension of the rules and in accordance with Section 14 of the city charter. Roll call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed. Roll call on the Ordinance: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the Ordinance passed.

ITEM #3 – Submitted by Hank S. Solowiej, CPA, Finance Director

Budgetary Information: The urban renewal temporary bonds are for an amount not to exceed \$2,750,000, to provide monies to retire the current urban renewal temporary bonds maturing on November 3, 2011, and pay a portion of additional costs of the city urban renewal project activities in the bayfront urban revitalization area (the paper district marina project).

ORDINANCE NO. 11-075: It is requested an Ordinance be passed providing for the issuance and sale of urban renewal temporary bonds in the maximum principal amount of \$2,750,000, in anticipation of the issuance of definitive urban renewal bonds, for the purpose of paying costs of city urban renewal project activities in the bayfront urban revitalization area, providing for the pledge of the full faith and credit of the city to pay debt charges on the temporary bonds and the definitive bonds; and declaring an emergency.

Upon motion of Dave Waddington and second of Pervis Brown, the commission voted to accept the fiscal officer's certificate. Roll Call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed.

Upon motion of Pervis Brown and second of Diedre Cole, the commission voted to adopt this Ordinance under suspension of the rules and in accordance with Section 14 of the city charter. Roll call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed. Roll call on the Ordinance: Yeas:

Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the Ordinance passed.

ITEM #4 – Submitted by Hank S. Solowiej, CPA, Finance Director

Budgetary Information: This submerged land lease is payable by the City of Sandusky as the lease holder. The Sandusky Sailing Club will reimburse the city for the cost of the lease pursuant to their lease agreement with the city. ODNR does not allow a sub-lease holder to make a submerged land lease payment on the city's behalf. Ordinance No. 10-078 was passed by the city commission on August 23, 2010, approving payment in the amount of \$18,104.36, for the period September 1, 2010 – August 31, 2011.

ORDINANCE NO. 11-076: It is requested an Ordinance be passed **authorizing and directing the city manager to make payment to the Ohio Department of Natural Resources (ODNR), Office of Coastal Management for rental payment on submerged lands lease file #SUB-0530-ER for the period of September 1, 2011 through August 31, 2012;** and declaring that this Ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Dick Brady and second of Dave Waddington, the commission voted to adopt this Ordinance under suspension of the rules and in accordance with Section 14 of the city charter.

Discussion: Dan Kaman asked if the boundaries for the Sandusky Sailing Club have been finalized on the maps and Don Icsman said most of this was cleared up and taken care of by Don Miers when he was the city manager. Dan Kaman asked for this information to be double checked.

Roll call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed. Roll call on the Ordinance: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the Ordinance passed.

ITEM #5 – Submitted by Todd J. Roth, P.E., P.S.

Budgetary Information: The estimated cost to replace and repair the air conditioning units is \$37,440. The project will be funded with proceeds from the insurance company.

RESOLUTION NO. 030-11R: It is requested a Resolution be passed **declaring the necessity for the city to proceed with the proposed Big Island Water Works (BIWW) HVAC repair project; approving the specifications and engineer's estimate of cost thereof; and directing the city manager to advertise for and receive bids in relation thereto;** and declaring that this Resolution shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Dave Waddington and second of Pervis Brown, the commission voted to adopt this Resolution under suspension of the rules and in accordance with Section 14 of the city charter.

Discussion: Dave Waddington said it is important to note funds received from the insurance company will be used for this expenditure.

Roll call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed. Roll call on the Resolution: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the Resolution passed.

ITEM #6 – Submitted by Todd J. Roth, P.E., P.S.

Budgetary Information: The estimated cost to repair the roof and necessary appurtenances is \$21,616. The project will be funded with proceeds from the insurance company.

RESOLUTION NO. 031-11R: It is requested a Resolution be passed **declaring the necessity for the city to proceed with the proposed Mills Creek Golf Course club house roof repair project; approving the specifications and engineer's estimate of cost thereof; and directing the city manager to advertise for and receive bids in relation thereto;** and declaring that this Resolution shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Julie Farrar and second of Diedre Cole, the commission voted to adopt this Resolution under suspension of the rules and in accordance with Section 14 of the city charter. Roll call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed. Roll call on the Resolution: Yeas: Dan

Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the Resolution passed.

ITEM #7 – Submitted by Todd J. Roth, P.E., P.S.

Budgetary Information: Funds for the payment of this service are routinely included in the operating budget of the Water Pollution Control Plant. The estimated amount of sludge for the second half of 2011 is 5,500,000 gallons at a price of \$.0273 per gallon or \$150,150.

ORDINANCE NO. 11-077: It is requested an Ordinance be passed **authorizing and directing the city manager to enter into a six month contract extension with Maple View Farms, LLC, of Castalia, Ohio, for the land application of sewage sludge from the Water Pollution Control Plant for calendar year 2011;** and declaring that this Ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Pervis Brown and second of Dave Waddington, the commission voted to adopt this Ordinance under suspension of the rules and in accordance with Section 14 of the city charter.

Discussion: Dick Brady asked how much longer the city will be paying for sewage sludge disposal at the sewer plant and Todd Roth said the city is looking for another solution with the engineers to get the sludge through the piping, into the centrifuge and then distributed. Todd Roth said he told the engineer this needs to be taken care of as another extension cannot be approved. Dick Brady said it appears this project has been engineered as it has gone along, but hopes it will not cost the city another \$150,000. Dave Waddington said originally this was designed so the water would be extracted and the pads were placed on Old Railroad; he hopes this facility gets used. Todd Roth said the process needs to be corrected and the material must be evaluated to decide what needs to be done with it and this should happen soon. Dan Kaman asked the total cost of the entire sewer plant upgrade and Todd Roth said the original contract was \$17 million; the construction and administration brought it closer to \$20 million. Dan Kaman said as an example, when Cedar Point constructs a \$5 million ride, bumps (change orders) are to be expected. Todd Roth said a meeting was recently held with Jack Meyers at Erie County as they also helped pay for this.

Roll call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed. Roll call on the Ordinance: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the Ordinance passed.

ITEM #8 – Submitted by Paul E. Ricci, Fire Chief

Budgetary Information: This purchase will not negatively impact the general fund. The funding for this purchase totaling \$12,759.79 is available from revenue generated by ambulance transport fees (EMS fund).

ORDINANCE NO. 11-078: It is requested an Ordinance be passed **authorizing and directing the city manager to expend the necessary funds for the emergency purchase of one (1) tower chassis server through the State of Ohio cooperative purchasing program from Dell Marketing of Pittsburg, Pennsylvania, in the amount of \$12,759.79;** and declaring that this Ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Dave Waddington and second of Julie Farrar, the commission voted to adopt this Ordinance under suspension of the rules and in accordance with Section 14 of the city charter.

Discussion: Dick Brady asked Paul Ricci about the length of time the server has been utilized. Paul Ricci said the server was given to the fire department (by the police department) five years ago and IT did a phenomenal job with it. Paul Ricci said this has been expedited so the purchase could go through after failure of the backup server.

Roll call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed. Roll call on the Ordinance: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the Ordinance passed.

ITEM #9 – Submitted by Scott A. Miller, Director of General Services

Budgetary Information: Proceeds from the sale of the items from the police department will be placed into the police department's general trust account, with the exceptions of the proceeds for the bicycles which will be placed into the city's general fund.

ORDINANCE NO. 11-079: It is requested an Ordinance be passed **authorizing and directing the city manager to dispose of surplus personal property and equipment as having become unnecessary and unfit for city use pursuant to Section 25 of the city charter**; and declaring that this Ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Pervis Brown and second of Dave Waddington, the commission voted to adopt this Ordinance under suspension of the rules and in accordance with Section 14 of the city charter.

Discussion: Julie Farrar asked when the auction will take place and Scott Miller said it will be held on Saturday, August 27 beginning at 9 a.m.

Roll call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed. Roll call on the Ordinance: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the Ordinance passed.

ITEM #10 – Submitted by Kelly L. Kresser, City Commission Clerk

Budgetary Information: The cost of the revisions of the Codification supplements and updating the Code on the internet will be taken from the contractual services line item in the Commission Clerk's budget. This item is appropriated each year.

ORDINANCE NO. 11-080: It is requested an Ordinance be passed **approving current replacement pages to the Sandusky Codified Ordinances for the period August 1, 2010 through July 31, 2011**; and declaring that this Ordinance shall take immediate effect in accordance with Section 14 of the city charter.

Upon motion of Pervis Brown and second of Julie Farrar, the commission voted to adopt this Ordinance under suspension of the rules and in accordance with Section 14 of the city charter. Roll call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed. Roll call on the Ordinance: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the Ordinance passed.

CITY MANAGER'S REPORT

Upon motion of Pervis Brown and second of Dave Waddington, the commission voted to accept a donation in the amount of \$150 from NOMS Internal Medicine - doctors and staff - to the Green Fund for a tree in memory of Linda Hill (863 3430 485 00). All Ayes. The President declared the motion passed.

Upon motion of Dave Waddington and second of Pervis Brown, the commission voted to accept a donation in the amount of \$50 from Terra Community College for the Washington Park and Greenhouse Endowment Fund (873 3482 485 00). All Ayes. The President declared the motion passed.

Upon motion of Dave Waddington and second of Julie Farrar, the commission voted to accept a donation in the amount of \$2,500 from FirstEnergy - Sandusky line shop - to the Sandusky Fire Department for the combat challenge. All Ayes. The President declared the motion passed.

Don Icsman said the city received an invitation from **the Sandusky State Theatre to partner in their upcoming movie series and live band concert series**. There being no comments about this proposed expenditure, Dan Kaman said this will be placed on the backburner for now.

Don Icsman said **the city received notification from the Ohio Department of Health of a Water Fluoridation Quality Award from the U.S. Centers for Disease Control and Prevention (CDC) for the 2010 calendar year**. He provided copies of the notice, certificate and press release template. Pervis Brown asked that a copy of this award to be sent to Erie County.

Don Icsman **recommended the city place an advertisement in the Lake Erie Shores and Islands booklet next year for the paper district marina, the Shelby Street public boat launch facility and Mills Creek Golf Course**. He said the total cost for this advertisement will be \$6,600.

Upon motion of Dan Kaman and second of Dave Waddington, the commission voted to pay \$6,600 for this advertisement with Lake Erie Shores and Islands.

Discussion: Dan Kaman said the city will get much more bang for its buck for this expenditure than with the Sandusky State Theatre. He said this reaches a lot more people and increases the city's visibility. Don Icsman said he believes there is money in the budget for this expenditure.

All Ayes. The President declared the motion passed.

Don Icsman said **the city received notification from the United States Postal Service Area Mail Processing feasibility study about the Mansfield processing and distribution facility; an informational public meeting will be held August 23 to explain the proposed changes.** Don Icsman said there are some things planned which will affect the local post office and the actual plan is available on the website address listed in the materials. He said comments can be submitted and Dan Kaman said in the past the city has sent letters to support maintaining the Mansfield plant. Don Icsman said this may ultimately change what happens on Caldwell Street in Sandusky and could mean a loss of jobs.

Don Icsman said **this year is the 20th anniversary of the Cruisin' By the Bay classic car show in downtown Sandusky** which is hosted by North Coast Cancer Foundation. The show will take place Friday, September 9 – Saturday, September 10.

Don Icsman said **the Hancock Street block party** took place this weekend and was a great success because of the people in the neighborhood, the local churches and participating city staff/departments.

Don Icsman said he met with **Jason Varney of Oriana House** prior to tonight's meeting and felt it important to note there will be 20± living wage jobs created once it opens.

Todd Roth said **the Ohio Public Works Commission funding is upcoming and requested the city make application for three items:**

- 1) credit enhancement for OWDA loan for improvements at the water plant;
- 2) help assist in funding a waterline project slated for First Street (on the MPO project list);
- 3) Caldwell Street project (this is a concrete street and will be expensive).

Upon motion of Pervis Brown and second of Dave Waddington, the commission voted to authorize the city to make application to the Ohio Public Works Commission for these three projects. All Ayes. The President declared the motion passed.

Jim Lang said **he would like authorization to hire a part-time records clerk at a rate of \$12 per hour, ultimately costing \$19,200 annually, in compliance with the ICMA recommendations.** Jim Lang said this is a high priority for the department and requested money be made available to hire this person.

Upon motion of Pervis Brown and second of Julie Farrar, the commission voted to hire a part-time person to bring the police department records bureau in compliance with the ICMA report.

Discussion: Dave Waddington asked from which budget the money will come to fund this position and Hank Solowiej said the money would have to be taken from the city's general fund. Hank Solowiej said the 2012 budget process is underway and must be submitted to the commission by November 1. Dan Kaman said the police department budget does not add up and believes the city should wait; Hank Solowiej concurred. Dick Brady said one of the items stressed in the ICMA report is a shifting of work so that police officers are not performing clerical duties and commended Jim Lang for coming up with this concept. Dick Brady said there needs to be a trade-off to adding another patrol officer and supports moving in this direction. Dick Brady said the safety service dollars spent are qualitatively different than hauling sludge and must be weighed differently. He said this is a challenge for everyone. Pervis Brown said he toured the police department last week and is appalled at the backwardness with the filing system and equipment. He said the city expects its police officers to be perfect and efficient in every respect but are not giving them the tools to do so. Pervis Brown said a police officer is making out reports when he or she should be out on the street and this is an opportunity to pay a clerical employee \$12/hour to perform these tasks. Julie Farrar said she did not support the ICMA study but one of their recommendations is to spend money to hire a part-time records clerk and, in turn, get more police officers on the street; she knows the city does not have money for this. Julie Farrar said Jim Lang is trying to do what he can to help implement the recommendations and she did not second the motion because she supports it, she seconded the motion so the commission could discuss it. Dan Kaman said he supports Jim Lang and would like him to support the ICMA study as much as he can by implementing the no-cost items first. Pervis Brown said the city just sold some property and Dan Kaman said this money has been spent four different times now. Diedre Cole said the commission gave Jim Lang a directive to organize the recommendations from the ICMA study and present a timeline for feasibility of

these items. She said it might be better if the commission had the entire layout of the items along with their cost and rankings to help with these discussions. Diedre Cole said with what is going on globally, nationally and locally, it is unwise for the city to spend money before it has it.

Don Icsman said before any of the ICMA studies were performed, it was stated the recommendations were to be objectively used as tools for the department(s). Don Icsman said the city needs to evaluate what is in the reports. He said some positions were cut, including a clerical person in the police department, in order to get the budget where it needed to be and it was considered much safer for the community to do this than to cut a police officer or a firefighter. He said when there is a crime occurring, a police officer can answer the phone and in the middle of filing a report go out and make an arrest and this cannot be done by a civil clerk. Don Icsman said this was done because of the cost and the choice for public safety. Don Icsman said everyone around the table needs people/employees but the process must play out and the commission will dictate how much money the city should have left in the bank at the end of the year. Don Icsman said no one job is more important than another and one only needs to look at New York where police and fire personnel were ready to respond to an emergency but the streets were not plowed for them to get through and people died. John Hamilton asked Jim Lang if a value could be placed on the number of hours spent by police officers preparing reports; this may make a \$20,000 per year person look like a real bargain. Jim Lang said it would depend on the calls for service and the number of reports generated. Pervis Brown said he was a city commissioner when cuts were made and the city did what it had to do at that time. Pervis Brown said some of these things need to be revisited and areas for correction need to be readdressed. He said one only needs to take half of an hour to see the procedures in place in the police department which are a disaster. Pervis Brown said when the current records clerk is on vacation, everything waits until she returns and the reports pile up. He said the city needs to update itself to, at the very least, be respectable. He said as far as money, the city can find what it needs to find and the commission must help to make the police department #1. Dan Kaman asked other department heads if they have files on top of filing cabinets and said he will take the criticism as he took it before the budget was cut. Dan Kaman said he willingly agreed to lose a secretary over a police officer and said reports can be done later, but lives cannot wait to be saved. Dan Kaman said the police contract calls for 47 officers but the city cannot afford 47 officers. He said the number of FTE's is approximately 217 and this number will have to be reduced. Dan Kaman said income taxes and hotel/motel taxes are up but the bottom line does not add up and some changes must be made. Julie Farrar said when the ICMA studies came up and were voted upon by the majority, they were supposed to save the city money; now there is a request to spend money and she will be a "no" vote. Dick Brady said this is a budget issue and the reality is the city cannot spend money that is not in the budget. He said others need clerical employees but the city cannot start throwing \$20,000 here and \$20,000 there as soon it will become a \$100,000 problem. Diedre Cole asked if Diane Mulvin was working part-time for the police department and Jim Lang said she (Diane) is now located at the fire department but she does perform work for the police department. Diedre Cole asked if she (Diane) could do more and Paul Ricci said it is inappropriate to have a discussion about personnel in an open forum.

Roll call on the motion: Yeas: Pervis Brown, 1. Nays: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington and Deidre Cole, 6. The President declared the motion failed.

OLD BUSINESS

Julie Farrar asked about the **flooding issue in yards along Venice Road**. Todd Roth said the city needs to obtain an easement with the attorney representing the property owner. Julie Farrar asked if the attorney has left the country and Todd Roth said the city needs to go through the proper channels in order to make this happen.

Julie Farrar asked about the **managed print services request for proposals** and Don Icsman said he looked at this over the weekend and it is substantially approved and ready to go out, hopefully tomorrow.

Julie Farrar said the **state champion signage at S.R. 250 and Perkins Avenue** is missing and Scott Miller said he would check on this.

Dick Brady provided an update on the **city manager search** and submitted copies of the update from the Novak Consulting Group. He said there have been 41 applications received and the closing date for applications is August 26. Dick Brady said representatives from Novak will be at the city commission meeting on September 12 to determine the final candidates for interviews. He said this process is on track and he is committed to sticking to the timeline.

NEW BUSINESS

Dave Waddington said at a recent Recreation Board meeting, the board discussed the elimination of the \$50 privilege passes at **Mills Creek Golf Course**. He also suggested consideration be given to selling 2012 season passes in September and allowing 2012 pass holders to golf through the rest of the 2011 season (September, October and November) for free. Dave Waddington said it was suggested the non-resident pass fees be eliminated so that all customers would pay the current resident fee. Dan Kaman asked the definition of a privilege pass and Dave Waddington said these allow persons to tee off early but have caused a lot of confusion. Dave Waddington said there are also many early bird specials at the golf course. Scott Miller said these things would be discussed at the next Recreation Board meeting and the the city commission will be advised at an upcoming meeting. **Upon motion of Pervis Brown and second of Diedre Cole, the commission voted to make these changes to pass sales at Mills Creek Golf Course. All Ayes. The President declared the motion passed.**

Dave Waddington said **Mills Creek Golf Course** is very close to finishing the season in the black, especially if the fall weather is decent. Scott Miller said the course normally closes on November 15, but recommends staying open later, depending upon the weather.

Dave Waddington said on Saturday, August 27, a **coffee with commissioners meeting** will take place at 7:30 a.m. at City Hall. Dick Brady said a scale model of the Venice Road Grade separation project will be displayed which was completed by Ben Shenigo, a second year architectural student.

Upon motion of John Hamilton and second of Pervis Brown, the commission voted to hold an executive session regarding personnel, fire department. Roll call on the motion: Yeas: Dan Kaman, John Hamilton, Dick Brady, Julie Farrar, Dave Waddington, Diedre Cole and Pervis Brown, 7. The President declared the motion passed.

Diedre Cole said the commission received notification from the **Ohio Municipal League about their annual conference**. She would like to attend this year's conference and asked if there were funds in the budget; Hank Solowiej said he believes there is money allocated for this purpose although he does not know the amount. Dan Kaman said to check the money available in the budget and come back to this issue.

Under **Audience Participation**, the following persons offered their comments:

Sharon Johnson, 1139 Fifth Street, asked how much TIF money is being requested for the sportsplex project and Julie Farrar said it is too soon to tell. Sharon Johnson said she believes traffic congestion will be an issue at this intersection and Dick Brady said the city is not building this facility and it is not up to the city to debate these issues, they are up to the developer to resolve. Dan Kaman said this must first be approved by the Ohio Department of Transportation. Sharon Johnson asked about the additional sewer and water flow and Dan Kaman said this is not yet in place (amount of flow, water, etc.). Sharon Johnson said a \$65,000 study was done for the police department and suggested utilizing some of the money from the sale of property for this. Sharon Johnson said the city agreed to provide money to the Erie County Economic Development Corporation (ECEDC) and Dan Kaman said the income tax is up which is due, in part, to the opening of the cookie company which ECEDC brought to Sandusky. Sharon Johnson said the city gave the Sandusky State Theatre \$6,000 for Christmas displays yet they should be a self supporting organization.

Barbara Clark, N.A.A.C.P. President, said she has concerns with Section 955 of the city's Code of Ordinances and asked for removal of the compactor truck requirement. She said a citizen was silenced at the August 8 city commission meeting which was wrong and stated this should not happen again; the commissioners should listen to what citizens have to say. She said the N.A.A.C.P. would like to have a meaningful discussion about the compactor truck issue. Barbara Clark said Diedre Cole sent a letter to the newspaper and does not understand where she (Diedre) is coming from; the citizens have a right to ask for something that will enhance the livelihood of citizens. Dan Kaman said the contract for hauling in the city is upcoming and, at this point, would vote for going to a one hauler system. Dan Kaman said there have been meetings for over one year which have included the haulers. It was determined to not switch to a one hauler system so as to not negatively affect them. He said the city is now getting beat up for doing this and Matt Kline was 100% right in saying trash removal should be performed by one hauler. Barbara Clark asked if this is what the citizens would rather have and Dan Kaman said this has been stated publicly.

Wesley Poole, 1939 East Oldgate, congratulated the city on the sportsplex presentation this evening. He said the city manager job requirements list a Bachelor's Degree or a Master's Degree in Public Administration or a related field and five years of progressive experience with city government. He said it is rather narrow to only look at those with experience in a specific government job. He said the city has not asked for anyone with management experience or demonstrated leadership ability. Wesley Poole said the city needs a business professional able to manage the departments, not someone who will come here and do things that have been done in other municipalities.

Fred Farris, 702 Wayne Street, said there is concern for safety in Sandusky and police officers are currently doing clerical work. Fred Farris asked who would decide if the city were to go to one hauler and Dan Kaman said the city would have to prepare a request for proposals and would then choose the best one. Fred Farris said the public should provide their input.

Lisa Beursken, Erie County Solid Waste Management District (ECSWMD), said the compactor rule is in the Erie County Health Department's sanitary hauling code for solid waste. Lisa Beursken said the county has to follow solid waste rules and stay in compliance with them. She said the non-subscription contract concept was presented to the city but the commissioners, at that time, wanted to retain small businesses (haulers). She said the ECSWMD then went back to the E.P.A. with a deal that the city would update and enforce the ordinance enacted in 1995, including the compactor requirement, as it deals with public safety (fewer vehicles on the roads) and leaching of materials. Lisa Beursken said this allows the ECSWMD to obtain more points with the Ohio EPA and be compliant. She said the haulers are not turning in quarterly reports and currently have only received four thus far (out of seventeen haulers in the city). She said with receipt of reports from only four haulers: Allied, Canfield, FSI and U.S. Rubbish, only 25% of the population is using the subscription service for curbside recycling. She said there are also drop-off locations in the city and is another expense being incurred. She said these things are making a difference and by 2015, the ECSWMD must show that Sandusky has a non-subscription contract in place or show a greater number of households and businesses participating in recycling. Currently there are 559 households participating in recycling which is less than subscriptions. Lisa Beursken said 37 tons are being brought in through drop-off and 33 tons through curbside subscriptions which is not even close to where it should be. She said the city will have to look at a contract similar to the City of Huron which is currently bringing in 417 tons compared to Sandusky's 60+ tons for the first half. She said Huron residents pay only \$35 per quarter for trash and recycling (\$55/quarter with added yard waste) with the one hauler system. She said for Sandusky this would equate to approximately \$2 million that would go back into the residents' pockets to spend elsewhere and boost the economy. Dick Brady said the compactor rule falls back to the Solid Waste Plan which was adopted. Don Icsman said if the alternative put forth is not sufficient with the EPA, the city will find itself in non-compliance with them. Lisa Beursken said this is an unfunded mandate which must be met; she hopes the city can continue to do this its way rather than the EPA's way.

Bob Haag, 315 East Market Street, said it was not his position to have the compactor truck requirement removed; rather, this was an N.A.A.C.P. position which he has helped to organize. Bob Haag said he asked Lisa Beursken previously if the compactor truck requirement came from the EPA and was told "no". He asked if the requirement came from someone at Erie County and was told "no". Bob Haag said he then contacted the Ohio EPA was told they do not have rules which regulate hauling of waste or compactor trucks. Bob Haag said it appears there may be a regulation in the Erie County Health Department code and would have pursued this had he known. He said the issue is whether or not haulers can do business without a compactor truck and the city and county have the ability to grant this request for a small business owner.

Lisa Beursken apologized to Bob Haag and said the Erie County Health Department recently came to her and noted this regulation is in their solid waste regulations. She said this is not an Ohio EPA mandate; because of compliance with the Erie County Solid Waste Plan, it makes more sense to do it this way.

At 7:17 p.m., Dan Kaman announced adjournment of the open session. One executive session was held beginning at 7:30 p.m. At 8:10 p.m., Dan Kaman announced adjournment.